

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Miller et al.)	Examiner:
)	Sarae Bausch
Serial No.	:	10/541,044)	
)	Art Unit:
Cnfrm. No.	:	1984)	1634
)	
Filed	:	January 1, 2004)	
)	
For	:	HYBRIDIZATION-BASED BIOSENSOR)	
		CONTAINING HAIRPIN PROBES AND USE)	
		THEREOF)	
)	

COMMUNICATION

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This submission is in response to the Notice of Non-Compliant Amendment dated April 10, 2009. Accompanying this submission is a revised set of claims (pages 2-11) which is intended to replace the claim set submitted with the prior response. Applicants request entry of the claims presented herewith and consideration of the arguments presented in the response submitted on January 27, 2009.

Respectfully submitted,

Date: April 22, 2009

/Edwin V. Merkel/
Edwin V. Merkel
Registration No. 40,087

NIXON PEABODY LLP
1100 Clinton Square
Rochester, New York 14604-1792
Telephone: (585) 263-1128
Facsimile: (585) 263-1600